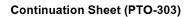
## Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/581,207	MAYER ET AL.		
Examiner	Art Unit		
TIMOTHY PHAM	2617		

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The MAILING DATE of this communication appe	ears on the cover sheet with the c	orrespondence add	ress	
THE REPLY FILED 09 July 2009 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.				
1. The reply was filed after a final rejection, but prior to or on application, applicant must timely file one of the following application in condition for allowance; (2) a Notice of Application (RCE) in compliance with 37 Comperiods:	replies: (1) an amendment, affidaviteal (with appeal fee) in compliance v	, or other evidence, w with 37 CFR 41.31; or	hich places the (3) a Request	
a) The period for reply expires <u>3</u> months from the mailing date	e of the final rejection.			
b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire I Examiner Note: If box 1 is checked, check either box (a) or MONTHS OF THE FINAL REJECTION. See MPEP 706.07(	Advisory Action, or (2) the date set forth in ater than SIX MONTHS from the mailing (b). ONLY CHECK BOX (b) WHEN THE (f).	date of the final rejection of the FIRST REPLY WAS FILE	n. .ED WITHIN TWO	
Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of exunder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b)	tension and the corresponding amount on shortened statutory period for reply original than three months after the mailing date	of the fee. The appropria nally set in the final Offic	ate extension fee e action; or (2) as	
NOTICE OF APPEAL 2.	Niance with 37 CEP 41 37 must be f	iled within two months	of the date of	
filing the Notice of Appeal (37 CFR 41.37(a)), or any exte Notice of Appeal has been filed, any reply must be filed w	nsion thereof (37 CFR 41.37(e)), to	avoid dismissal of the		
AMENDMENTS				
3.  The proposed amendment(s) filed after a final rejection, (a) They raise new issues that would require further co (b) They raise the issue of new matter (see NOTE below)	nsideration and/or search (see NOT		cause	
(c) They are not deemed to place the application in bet appeal; and/or	tter form for appeal by materially rec		ne issues for	
(d) They present additional claims without canceling a		cted claims.		
NOTE: (See 37 CFR 1.116 and 41.33(a)). 4 The amendments are not in compliance with 37 CFR 1.1.		mpliant Amendment (I	PTOL-324).	
5. Applicant's reply has overcome the following rejection(s):				
6. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).				
7.  For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is protected. The status of the claim(s) is (or will be) as follows:		be entered and an ex	xplanation of	
Claim(s) allowed: Claim(s) objected to:				
Claim(s) rejected: <u>1,3-19,21-26,34 and 37-47</u> . Claim(s) withdrawn from consideration:				
AFFIDAVIT OR OTHER EVIDENCE				
<ol> <li>The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e).</li> </ol>				
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to of showing a good and sufficient reasons why it is necessary	overcome <u>all</u> rejections under appea	I and/or appellant fails	s to provide a	
10. ☐ The affidavit or other evidence is entered. An explanatio REQUEST FOR RECONSIDERATION/OTHER	n of the status of the claims after er	itry is below or attache	ed.	
<ol> <li>The request for reconsideration has been considered bu <u>See Continuation Sheet.</u></li> </ol>	t does NOT place the application in	condition for allowand	ce because:	
<ul><li>12. ☐ Note the attached Information <i>Disclosure Statement</i>(s).</li><li>13. ☐ Other:</li></ul>	(PTO/SB/08) Paper No(s)			



Application No.